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UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF WASHINGTON

In re

KING MOUNTAIN TOBACCO
COMPANY, INC.,

Debtor.

No. 20-01808-WLH11

DEBTOR'S RESPONSE TO OBJECTIONS
TO APPROVAL OF DISCLOSURE
STATEMENT FOR DEBTOR'S PLAN OF
REORGANIZATION

King Mountain Tobacco Company, Inc. (the "Debtor"), files this reply to the objections filed to the *Disclosure Statement for Debtor's Plan of Reorganization* [ECF No. 155] (the "Original Disclosure Statement"). Objections (collectively, the "Objections") were filed by (i) the United States on behalf of the Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau [ECF No. 169]; (ii) the United States on behalf of the United States Department of Agriculture, Food and Drug Administration; Small Business Administration; and Bureau of Indian Affairs [ECF No. 174]; and (iii) the States of Indiana, South Carolina and New York [ECF No. 172] (collectively, the "Objecting Parties").

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OF DISCLOSURE STATEMENT FOR DEBTOR'S PLAN OF
REORGANIZATION – Page 1

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1 The Objections raise largely overlapping concerns. Even prior to the filing of the
2 Objections, the Debtor through counsel had already had discussions with at least one of
3 the Objecting Parties and had begun preparing an amended form of the Original
4 Disclosure Statement to address these concerns. After each of the Objections was filed,
5 the Debtor through counsel had discussions with each of the Objecting Parties as their
6 respective concerns. Ultimately, the Debtor prepared redline versions of a First
7 Amended Disclosure Statement and a First Amended Plan and on the afternoon of
8 February 7 sent them to counsel for the Objecting Parties. The Debtor anticipates that
9 the amendments will be satisfactory or that any remaining concerns can be addressed
10 prior to the February 9 hearing.¹

11 DATED this 10th day of December, 2020.

12 BUSH KORNFIELD LLP

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14 By /s/ James L. Day
James L. Day, WSBA #20474
Richard B. Keeton, WSBA #51537
15 Attorneys for the Debtor-in-Possession
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23 ¹ The Debtor anticipates filing redline versions of the First Amended Disclosure Statement and First Amended Plan prior to the hearing.